

HB 1517 - H AMD 223

By Representative Jinkins

ADOPTED 03/04/2011

1 Strike everything after the enacting clause and insert the
2 following:

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4 "NEW SECTION. **Sec. 1.** The Washington state legislature finds
5 that for cancer patients, there is an inequity in how much they have
6 to pay toward the cost of a self administered oral medication and how
7 much they have to pay for an intravenous product that is administered
8 in a physician's office or clinic. The legislature further finds that
9 when these inequities exist, patients' access to medically necessary,
10 appropriate treatment is often unfairly restricted. The legislature
11 also acknowledges that self administered chemotherapy is the only
12 treatment for some types of cancer where there is no intravenous
13 alternative. The legislature declares that in order to reduce the
14 out-of-pocket costs for cancer patients whose diagnosis requires
15 treatment through self administered anticancer medication, the cost-
16 sharing responsibilities for these patients must be on a basis at
17 least comparable to those of patients receiving intravenously
18 administered anticancer medication.

19
20 NEW SECTION. **Sec. 2.** A new section is added to chapter 41.05 RCW
21 to read as follows:

22 (1) Each health plan offered to public employees and their covered
23 dependents under this chapter, including those subject to the
24 provision of Title 48 RCW, and is issued or renewed beginning January
25 1, 2012, and provides coverage for cancer chemotherapy treatment must
26 provide coverage for prescribed, self administered anticancer
27 medication that is used to kill or slow the growth of cancerous cells

1 on a basis at least comparable to cancer chemotherapy medications
2 administered by a health care provider or facility as defined in RCW
3 48.43.005(15) and (16).

4 (2) Nothing in this section may be interpreted to prohibit a
5 health plan from administering a formulary or preferred drug list,
6 requiring prior authorization, or imposing other appropriate
7 utilization controls in approving coverage for any chemotherapy.

8
9 NEW SECTION. **Sec. 3.** A new section is added to chapter 48.20 RCW
10 to read as follows:

11 (1) Each health plan issued or renewed on or after January 1,
12 2012, that provides coverage for cancer chemotherapy treatment must
13 provide coverage for prescribed, self administered anticancer
14 medication that is used to kill or slow the growth of cancerous cells
15 on a basis at least comparable to cancer chemotherapy medications
16 administered by a health care provider or facility as defined in RCW
17 48.43.005(15) and (16).

18 (2) Nothing in this section may be interpreted to prohibit a
19 health plan from administering a formulary or preferred drug list,
20 requiring prior authorization, or imposing other appropriate
21 utilization controls in approving coverage for any chemotherapy.

22
23 NEW SECTION. **Sec. 4.** A new section is added to chapter 48.21 RCW
24 to read as follows:

25 (1) Each health plan issued or renewed on or after January 1,
26 2012, that provides coverage for cancer chemotherapy treatment must
27 provide coverage for prescribed, self administered anticancer
28 medication that is used to kill or slow the growth of cancerous cells
29 on a basis at least comparable to cancer chemotherapy medications
30 administered by a health care provider or facility as defined in RCW
31 48.43.005(15) and (16).

32 (2) Nothing in this section may be interpreted to prohibit a
33 health plan from administering a formulary or preferred drug list,
34

1 requiring prior authorization, or imposing other appropriate
2 utilization controls in approving coverage for any chemotherapy.

3
4 NEW SECTION. **Sec. 5.** A new section is added to chapter 48.44 RCW
5 to read as follows:

6 (1) Each health plan issued or renewed on or after January 1,
7 2012, that provides coverage for cancer chemotherapy treatment must
8 provide coverage for prescribed, self administered anticancer
9 medication that is used to kill or slow the growth of cancerous cells
10 on a basis at least comparable to cancer chemotherapy medications
11 administered by a health care provider or facility as defined in RCW
12 48.43.005(15) and (16).

13 (2) Nothing in this section may be interpreted to prohibit a
14 health plan from administering a formulary or preferred drug list,
15 requiring prior authorization, or imposing other appropriate
16 utilization controls in approving coverage for any chemotherapy.

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18 NEW SECTION. **Sec. 6.** A new section is added to chapter 48.46 RCW
19 to read as follows:

20 (1) Each health plan issued or renewed on or after January 1,
21 2012, that provides coverage for cancer chemotherapy treatment must
22 provide coverage for prescribed, self administered anticancer
23 medication that is used to kill or slow the growth of cancerous cells
24 on a basis at least comparable to cancer chemotherapy medications
25 administered by a health care provider or facility as defined in RCW
26 48.43.005(15) and (16).

27 (2) Nothing in this section may be interpreted to prohibit a
28 health plan from administering a formulary or preferred drug list,
29 requiring prior authorization, or imposing other appropriate
30 utilization controls in approving coverage for any chemotherapy."

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EFFECT:

- Changes the category of medications to which the bill applies from "orally administered" medications to "self administered"

medications;

- Requires health plans to offer self administered drugs on a basis at least comparable to chemotherapy medications administered by health providers or facilities (the original bill required the medications to be offered on a comparable basis to chemotherapy medications administered intravenously or by injection); and
- Allows health plans to administer a formulary or preferred drug list.

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